

RECEIVED

JAN 10 2003 *mm*
1/10/03

TOWN OF LEVAN

DIV. OF OIL, GAS & MINING

20 North Main, P.O. Box 40, Levan, Ut. 84639 Phone (435) 623-1959

To: State of Utah
Division of Oil, Gas, and Mining

9 January, 2003

From: The Town of Levan, Utah, 84639

Dear Sirs,

This letter is in response to the legal notice put in the Times-News dated 11 December 2002 concerning "the matter of tentative decision to approve a large and reclamation plan for the H.E. Davis construction, Inc. Levan Gypsum Mine, Juab County Utah"

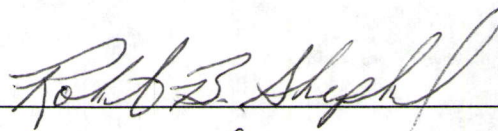
This to officially inform you that the Town of Levan passed a resolution on the 8th of January, 2003 protesting the truck traffic going through the town because of safety, dust, road damage and also the noise of the blasting. Any additional truck traffic would only increase the present problems. It is felt that the truck traffic needs to be re-routed outside of the city limits of the town.

We are also concerned that there may be some damage to the culinary springs for Levan that run under the mine site.

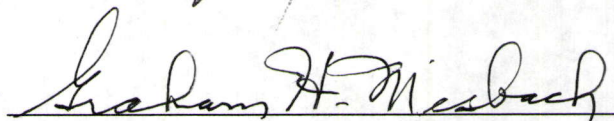
Pictures and letters of protest are being sent along with this letter.

Sincerely,

Robert Shepard, Mayor



Graham Misbach, Clerk-Recorder



January 8, 2003

To whom it may concern;

We, as concerned citizens of Levan Town, are opposed to the increased truck traffic that will be coming down the canyon lane if more gypsum is hauled out of the mine. Living only 1/2 block away from the intersection where the trucks travel we see how many trucks go back and forth along the road. For the safety of the children and the citizens of Levan we think the trucks should be routed a different way. The canyon lane and the road from 5th East to the highway, is too narrow to accomodate the heavy truck traffic that will be traveling up and down that road. The amount of trucks that travel the road now are too many. The noise and dust that the trucks make as they travel through town would increase and that is something that we do not want.

Steven Peterson
Gayle Peterson

Steven and Gayle Peterson

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JAN 10 2003 *W. J. M.* 1/10/03

DIV. OF OIL, GAS & MINING

January 9, 2003

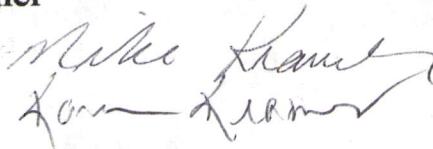
To the members of the Levan Town Council,

As residents of Levan, and homeowners on 100 south, we are greatly concerned about the proposed increase in trucks traveling on our street. Our concerns are as follows; Community safety, i.e. loaded trucks cannot brake as fast for traffic and pedestrians, and as there are only yield signs crossing over 100 south, this can be very dangerous. There is no sidewalk so pedestrian traffic also uses the road. Even in cold weather, we see many walkers, runners, children, using 100 south as a walking path. This traffic increases greatly in warm weather. 100 south is too narrow for large trucks to pass one another. Our water supply is directly below mining activity. What guarantee do we have that activity will not contaminate or disrupt our drinking water? Traffic in the canyon will make it difficult, almost impossible, to drive up, as trucks will be waiting to load. The dust from the trucks is terrible, in our home and also in the canyon. The blasting rattles our home occasionally and is annoying. Watershed is disrupted and causes a great deal of white silt to run into the stream bed each time it rains

Please take our concerns into consideration. We love our quiet little town, and moved here to enjoy the peaceful way of life Levan has always offered.

Sincerely,
Mike and Karen Kramer

465 E. 100 S.
Levan, Ut



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JAN 10 2003

DIV. OF OIL, GAS & MINING

Jan 7, 2003

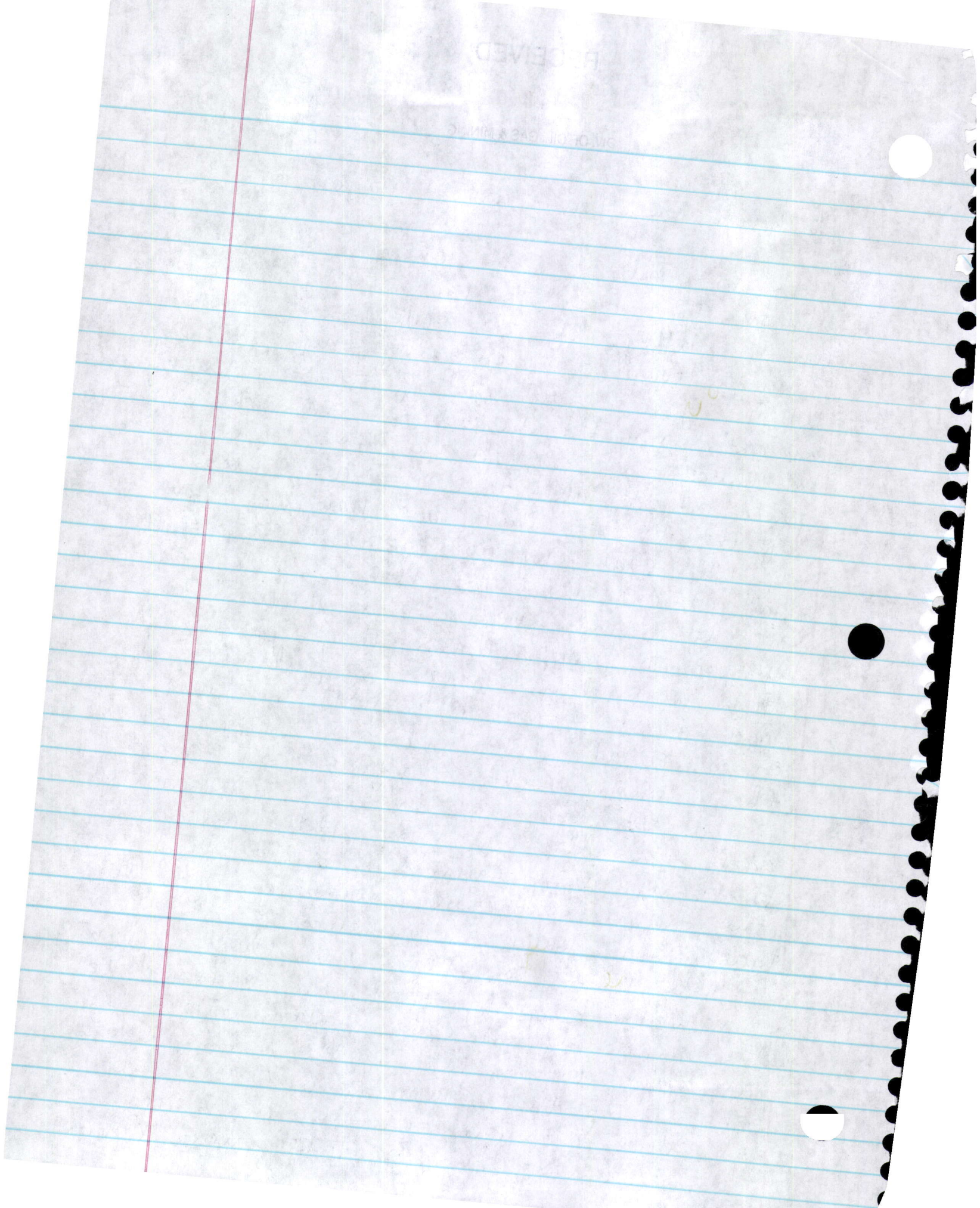
To Levan council members and mayor:

I'm writing in concern of the Gypson mine East of Levan. My concerns are the safety of the citizens in the Town of Levan and especially my family: when you have alot of trucks running up and down the lane and through Levan it causes alot of hectic. We can't even pull out of our driveway now, because of the trucks that are hauling now. If we add anymore traveling up that road no one will be able to pull out on the street because they will be bumper to bumper. When they pass each other now they have to pull off the road about 4 to 5 feet just to clear each other. What will it be like when they triple the traffic? That road would be like a freeway. Our roads can't handle it now, they are all broke up and crumbling. The dust from the mine and whats coming off the trucks and roads is ridiculous.

We have to stop and think about our water supply that is so close to the mine. If it gets contaminated we are going to be in trouble. What will we do if that happens? We need to take these questions seriously now because if we allow this to take place there

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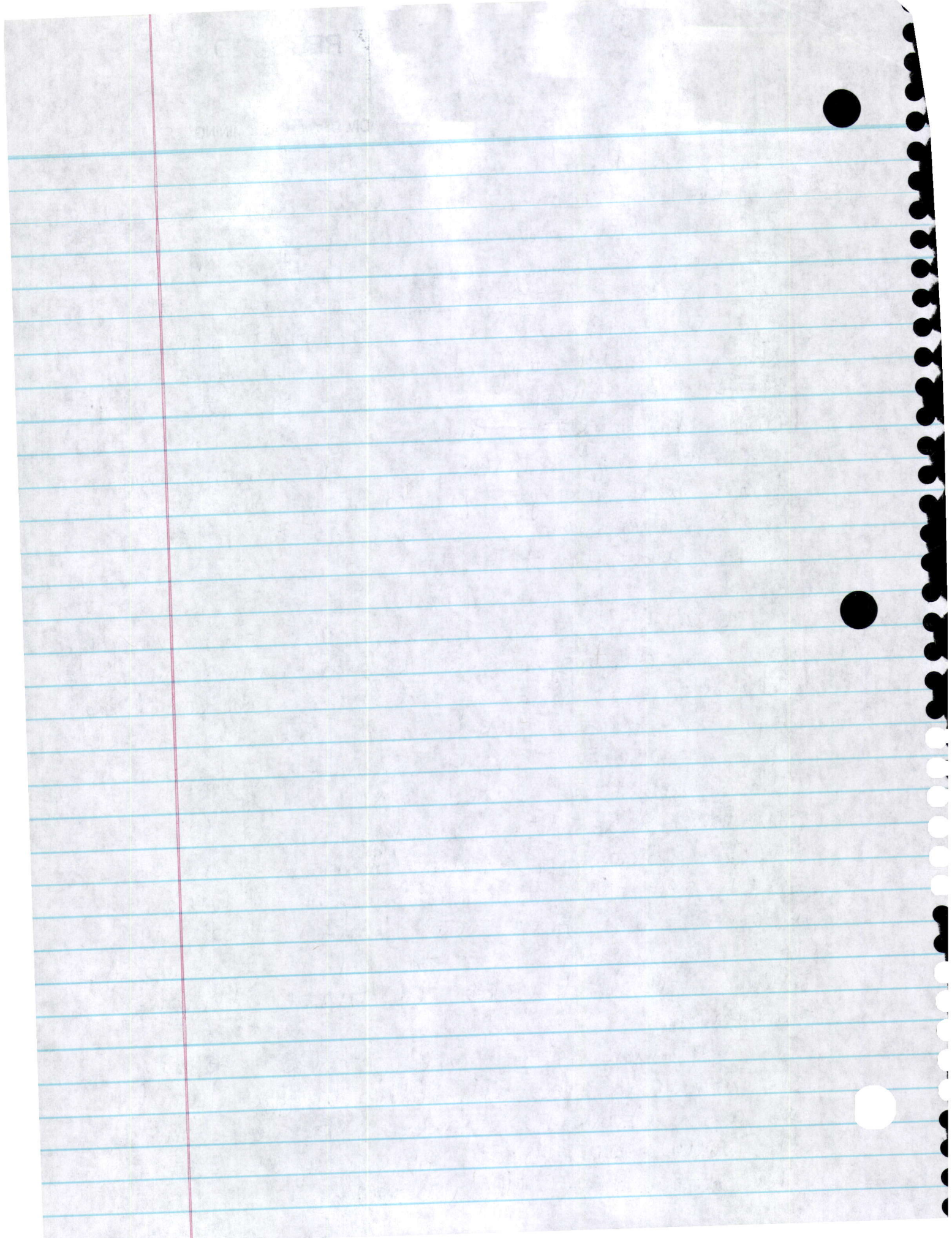
DIV. OF OIL, GAS & MINING

is no turning back.

I am wake up every morning about 5:00 AM from trucks rumbling by my ~~the~~ home doing about 45 to 50 miles an hour. I have a stop sign on the corner of 5th East and 1st South that you think they would respect that it does say "STOP" but they blow through it and don't think ~~twice~~ twice. If someone was out at that time in the morning they would get plowed over because they don't even break at all. They will run that stop sign til about 8 to 8:30 in the morning.

What is this doing for our canyons? It is destroying it. I am very concerned about my children driving or walking up the lane and also at the mouth of the canyon. There is alot of people that use the lane for walking. People shouldn't have to worry about those trucks plowing over them. I have lived on this corner for 18 years. I am very sad to think that our freedom would be taken away if we allow these trucks to travel through our town.

If you stop and consider ~~that~~ the answer to all this traffic it would be an alternate route around town. It would be best for everyone even the drivers of the trucks.



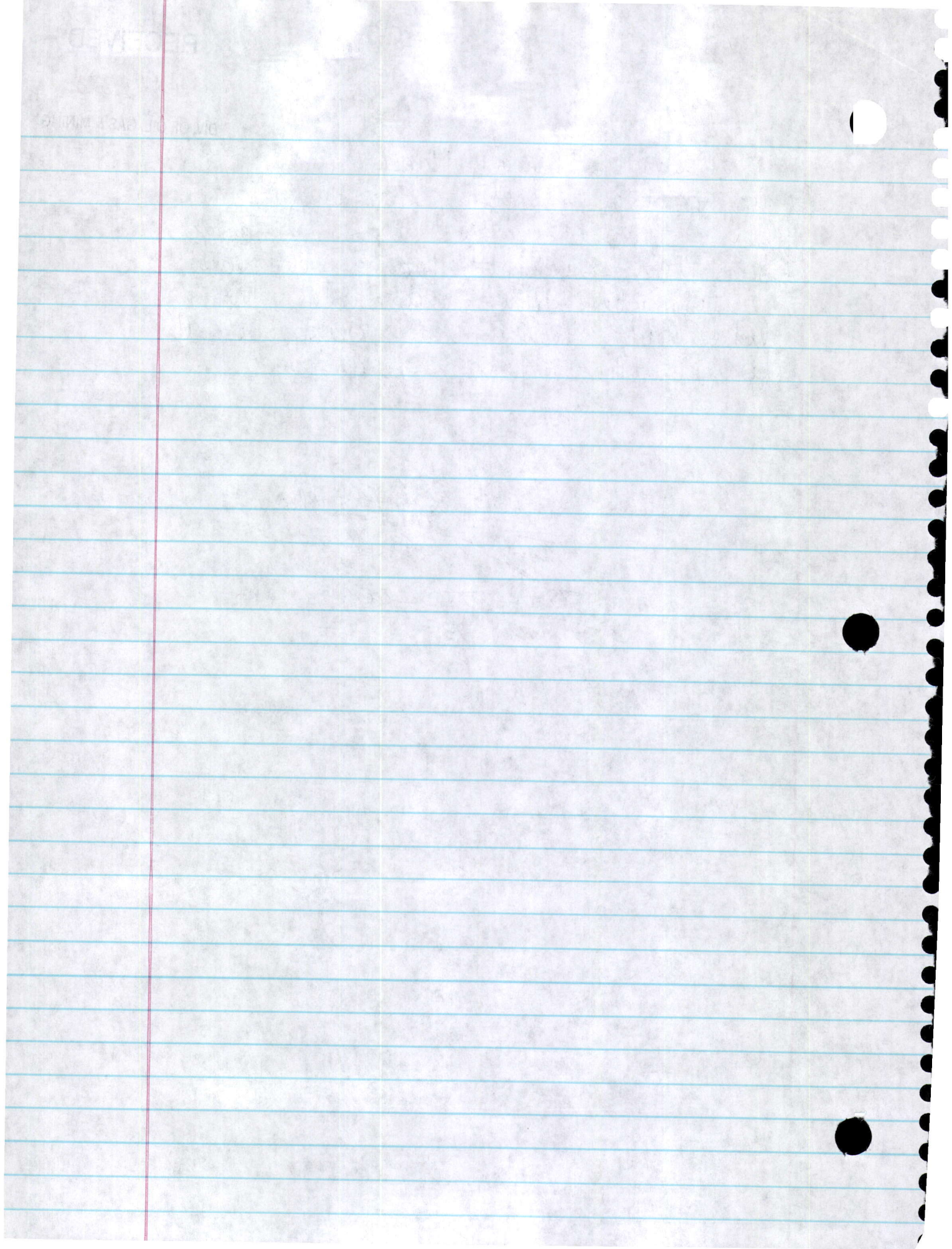
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JAN 10 2003

DIV. OF OIL, GAS & MINING

I'm asking that you take this matter very seriously, so we can prevent something tragic from happening. Please consider an alternate route around town like Bob Steele was suppose to do in the first place.

Sincerely,
Ronda G. Ballou
Travis T. Ballou
Tyrell Ballou



January 6, 2003

To whom it may concern:

The dust from the Chicken Creek Gypsum Mine covers the mountains east of Levan and can be seen at anytime during the summer months. The trucks hauling the gypsum pass by my home. My house is covered with dust and I cannot keep it clean now with just a few trucks passing each day. What will it be like when multiple trucks pass each day? They do not control the dust and dirt at all. We installed black top last summer, and with the road not being wide enough for the trucks and another vehicle to pass, it has created large potholes in front of my home. Every time a truck hits them they leave a lot of dust and rocks on the road. I have bad lung problems and with all of this dust and have problems being outside in the summer. There are several intersections on this road which oncoming traffic is hard to see and there is little time to react to avoid accidents. There are no stop signs on these intersections and many farmers and others use these cross streets. A lot of our town's people use this canyon for camping, walking, snowmobiling and 4 wheeling. Also, there are many children that live on this road, which will be another hazard for the trucks to avoid. Levan is a residential area, not an industrial park.

A truck route should be made for this mining operation. Other towns have truck routes, why shouldn't Levan have one? We feel strongly that it would benefit our whole community for the trucks to go around the town instead of through it. Why should we give up our way of life so someone out of our community can make money? Levan gets nothing out of this except inconvenience. They should also have to meet air quality control so our canyon trees and vegetation is not covered with white dust.

Concerned Citizen

Mala Don Ballou



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JAN 10 2003 *man 1/10/03*

DIV. OF OIL, GAS & MINING

January 8, 2003

To Mary Ann Wright and/or other parties it may concern,

I am writing this letter in concern about the notice #M/023/016 in the Times-News paper on Dec. 11, 2002. I am opposed to the mine being enlarged. It will directly affect the air quality of the area. The impact on existing open irrigation water sources and on springs that provide culinary water to the town could be devastating. Wild life such as deer, bobcats, wild turkeys and cougars will also feel the impact on their habitat.

The existing road being used by current mining trucks goes right through the town of Levan. The road barely allows 2 normal size vehicles to pass one another. Larger vehicles result in one of the drivers being pushed from the pavement. The traffic increase already causes problems for children trying to commute between friends homes or community activities. Unless careful controls and a new route to the mining area are put into place and used, this is not a good plan of action.

Sincerely,

B. Anderson

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JAN 10 2003

M/W
1/10/03

DIV. OF OIL, GAS & MINING

January 8, 2003

Hello,

I am very concerned about the mining proposal that has to do with the mine on the mountainside just East of Levan. My home is less than one mile from this mine and so what happens there affects me very much. We moved to Levan four years ago when the scar on the mountain, which can be seen for miles around, was rather small. I have watched with a sick feeling in my stomach as the scar has grown. The increased mining activity will greatly increase the scar and very likely lower my property value. The beauty of the mountains behind my home are the main reason I bought this home.

I have also become very uncomfortable with the semi trucks driving through town on the narrow road and then past my home on the way to the canyon. I have seven children who ride bikes and walk on that road every day. Aside from the children even I have to almost pull off the road when driving to allow these trucks to pass-and this in a "quiet neighborhood" in Levan. Already the truck traffic is unacceptable, to increase it will greatly increase the risk to my children and all the other children who use that road daily. To increase the traffic on this road, which I believe will happen if this proposal goes into effect, will lead to a tragedy.

I understand they want to create bigger explosions as a part of increasing their mining activities. My home and the entire town of Levan is only one mile from the mining site. I, for one, do not want the peace of our country town ruined by large explosions near-by.

I ask that this mining company not be allowed to put my children in danger and lower the quality of life for those in Levan in order to support their bottom line.

Sincerely,

Tory Anderson
175 S. 500. E.
Levan, Ut.

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JAN 10 2003

mon
1/10/03

DIV. OF OIL, GAS & MINING

To Loran Town Council

I write this letter in behalf of my family. My family moved to Loran because of its rural advantages. My family has enjoyed horsebackriding, walking mowing farm equipment, and riding bicycles.

With this gypsum operation all of these activities enjoyed will be jeopardized and will have to come to an end.

Also, it will put children in danger that ride the school bus and with this program I believe this operation will put our children in danger because of the added trucks traveling through town.

Thank you,
Denise Brooks

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JAN 10 2003 ^{mon} 1/10/03

DIV. OF OIL, GAS & MINING

January 6, 2003

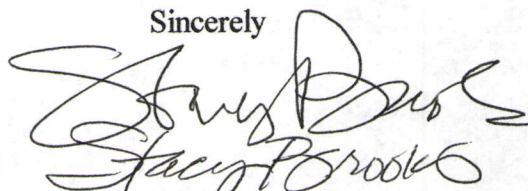
Attention- Levan Town Council;

This letter is to express the growing concern over the road 100 South that travels east to west through the town of Levan. This road is greatly misused in a residential area. The speed, excessive weight and size of the vehicles traveling through this residential area is hazardous. Also from 100 South, east to the canyon has always been a recreational path. As a family we utilize this road for jogging, biking and four wheeling. This is becoming an obsolete path, due to the constant travel and speed of diesels and employee vehicles heading to the mine as early as 6 a.m. The truck drivers except for one, drive at an excessive speed to reach their destination and take no thought to the pedestrians on their course of travel. There have been times when we have been nearly hit, had rocks thrown at us and have been left in a cloud of dust and dirt. Expansion of the second mine has completely ruined the main access road through the canyon, making it muddy and unsafe for public travel, which scares away the public for recreational use. There is also an issue of noise that comes from the travel of so many trucks and vehicles. Why as citizens should we give up a recreational opportunity because a company will not look at additional routes. It is very often that the trucks do not even stop at the stop sign causing an un-safe intersection, and we have also found ourselves pulled to the side of 100 south because of the tight fit for residential vehicles and diesel to travel side by side.

The road starting at 500 east going east to the canyon was surfaced with rock a few months ago. I don't know the cost of this project, however it has left the road in worse condition than before, due to the increased travel by trucks in route to the mine. The road is full of pot holes, dips and wash boards, we thought there was concern and up keep in mind when the rock was laid, but it is easy to see now that is was just there to make us feel warm and fuzzy like someone cared, It is obvious that no one does. We hear that the County Commission cares for this town, but with the neglect to the roads and disregard for public safety, they shows otherwise.

It is our wish that Levan not be misused because we are lucky enough to have natural resource's at our footsteps. We have pride in our community and would hope that others would see our vision for the future, by choosing another route. One that does not endanger residents and destroy what is left of our town roads.

Sincerely


Stacy Brooks

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JAN 10 2003

man
11/10/03

DIV. OF OIL, GAS & MINING

Reynold Quentin Johnson Jr.

P.O. Box 301
185 East 100 South
Levan, UT 84639

Home Phone (435) 623-0533

January 04, 2003

Mary Ann Wright/Associate Director of Mining
Division of Oil, Gas and Mining
1194 West North Temple, Suite 1210
Box 145801
Salt Lake City, Utah 84114-5801

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JAN 10 2003

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1/10/03

DIV. OF OIL, GAS & MINING

Re: H. E. Davis Construction, Inc., Levan Gypsum Mine - expansion permit application.

Office of Mining:

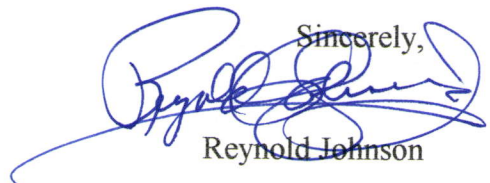
A copy of this letter is being sent to the Levan City Council who as representatives of our community are taking a direct opposing position to the above permittee's application..

This mining project has all ready had an adverse effect and major impact upon our community and my family and home, a particular and personal interest to me.

We are a very small community easily impacted by the extreme nature of this operation and its proximity to the boundaries of our town. Just a few thousand feet from our home we have explosions, heavy equipment, earth moving, dust blowing, noise, and ugly scaring . We have huge double trailers with the largest of trucks pulling them through the residential streets of our community. Our families, our children and our grandchildren live on the street used by these monster trucks and trailers. They drive up and down the street every 15 or 20 minutes beginning much before dawn.

There are only a few intersections for the semitrucks and trailers to pass through. The trucks must stop with their loads as they pass our house. Many times they miscalculate their load and use the jake brake to assist their stopping. We have no sidewalks. Our children walk on the road. What could a truck do to stop for a child in the road.

How could you approve a permit with these conditions. What concessions do you expect us as residents and home owners to make for this operation. This is an extreme abuse. We ask respectfully that you carefully consider denial of this application and restore and retain the integrity and safety of our community, streets and boundaries.

Sincerely,

Reynold Johnson

Thomas & Carol

110 So 100 East

PO Box 353

Levan, UT 84639

To the Mayor of Levan:

I am writing this because I am concerned about the enlargement of the gypsum mine in Levan.

I live on the street (100 East) where all the trucks come past. They hardly ever slow down for the yield sign on our corner. Once I even went out & directed traffic so a little boy on a bike could go.

If they want to enlarge the mine I think they need a new route for the trucks

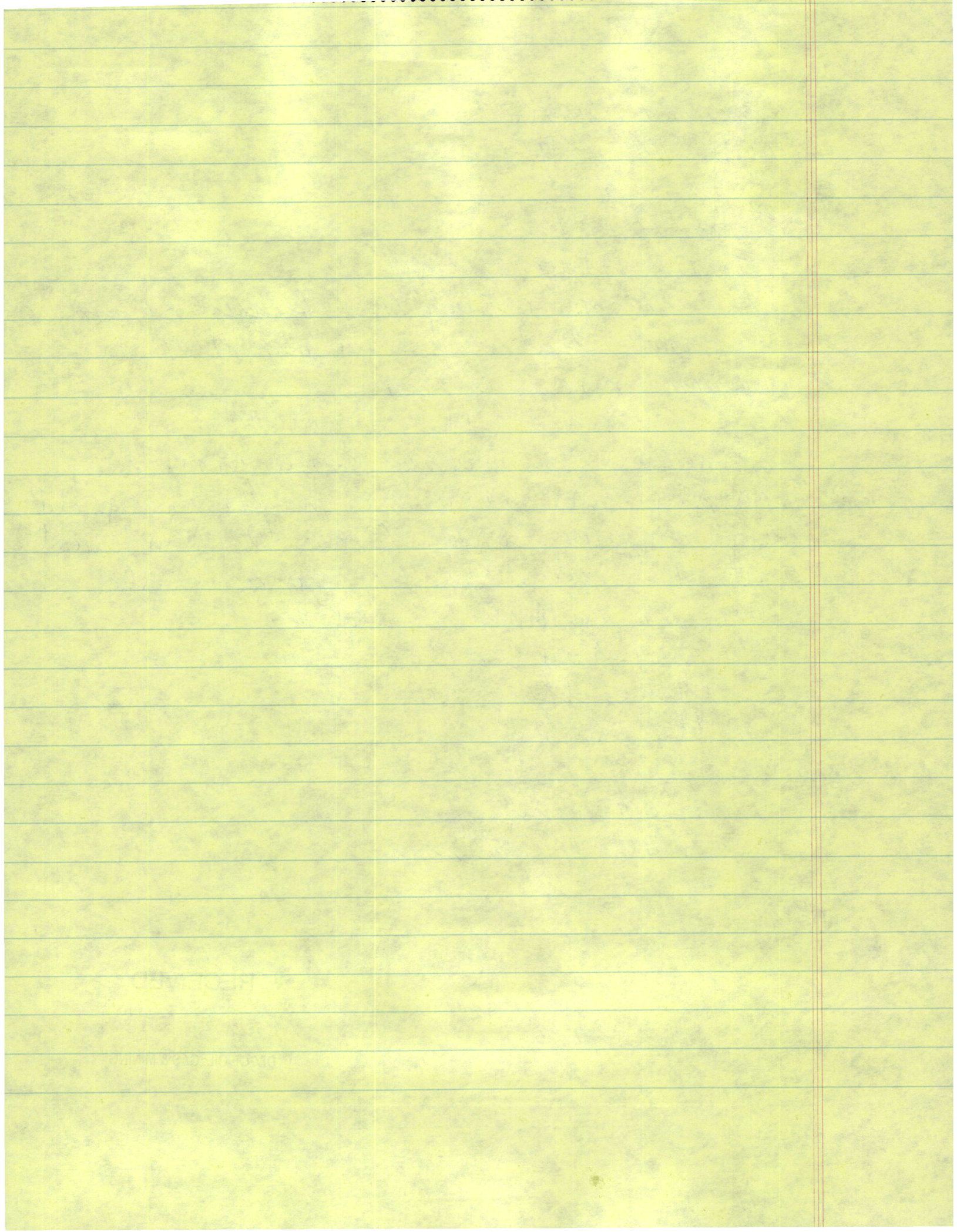
Sincerely
Carol Mattinson

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JAN 10 2003

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11/10/03

DIV. OF OIL, GAS & MINING



Jan 6th 2003

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JAN 10 2003

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1/10/03

DIV. OF OIL, GAS & MINING

Levan City Council

In response to the legal notice in the local paper dated Jan 1st 2003 concerning the mining operation near Levan by H. E. Davis company and others.

we encourage and support productive dialog between Juab county, Levan city, H.E.Davis company and other related parties.

Items of concern include, but not limited to ...

Traffic Flow

Water protection (city springs in the area)

Road damage (Juab county and Levan City)

Dust control

Safety issues and overall impact in general

...and other adverse conditions related to this new expansion.

We support new enterprise in this area and commend H.E.Davis company for past performance .

Micahel and Carolyn Royce
623-2122
box 503
Levan UTah 84639

Myrtis & Meril Stephenson

PO Box 183
Levan, Utah

Mayor Bob Shepherd and Levan Town Council
PO Box 40
Levan, Utah

Dear Mayor Shepherd and Council Members,

It has come to our attention that the traffic on First South in Levan may be subject to change by the increased travel of commercial semi-trucks hauling rock product out of Levan Canyon . We live on First South and Second East and as a family wish to voice our concern for the safety of the citizens in Levan that may be affected by the unlimited travel and increased numbers of semi-trucks up and down First South.

The economic impact of overuse by heavy trucks, cost of increased enforcement of weight and speed restrictions, safety of the children in Levan, and quality of peaceful sound atmosphere for homeowners in Levan has us greatly concerned.

At this time we offer no solutions, but as concerned citizens of Levan, where we live and intend to remain for years to come, we ask that you as elected officials address our concerns as well as your own, with whom ever has control over the hauling of product from the mines east of Levan .

We wish to thank you as our Mayor and Town Council for your service to our community and express our support to you in your further endeavors to keep Levan the wholesome attractive town that it is. Please notify us if we can lend support to you in your duties to address these issues regarding the travel of unrestricted semi- trucks on First South in Levan. Thank You!

Sincerely,

Fred and Julie Smalley

The Fred and Julie Smalley family

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JAN 10 2003 *non 1/10/03*
DIV. OF OIL, GAS & MINING

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Levan Town

20 North Main
P.O. Box 40
Levan, UT 84639
435-623-1959

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JAN 10 2003

mtw
11/11/03

DIV. OF OIL, GAS & MINING

To: State of Utah
Division of Oil, Gas and Mining

From: Town of Levan, Utah, 84639

Dear Sirs:

This letter is in response to the legal notice put in the Times-News dated 11 December 2002 concerning "the matter of tentative decision to approve a large and reclamation plan for the H.E. Davis construction, Inc. Levan Gypsum Mine, Juab County, Utah.

This is to officially inform you that the Town of Levan is opposed to this reclamation plan. We would like the opportunity to voice our concerns on this project. ✓

Sincerely,

Robert Shepard, Mayor

Paul Mangelson, Councilman

Ryan Aagard, Councilman

Ralph Brooks, Councilman

Rod Wankier, Councilman

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JAN 10 2003 *hbw*
1/10/13

DIV. OF OIL, GAS & MINING

To Whom It May Concern:

As concerned citizens of Levan we would like to protest the truck traffic from the Gypsum mine from the canyon, coming down 1st south.

We feel it is unsafe for the children living on that street, also, during the school year we have school buses picking up and unloading children on this street, they are not safe with so many trucks traveling up and down the street.

These streets were not built for such heavy loads, the town does not benefit from the trucks or the mine. It will be a great expense to the town to keep the roads in repair. Also the east breeze blowing dust into town is a health hazard.

The owners of the mine and trucking company should build a road around the town, they are the only ones to benefit.

Yours truly,

George Kendall

Marilyn Kendall

RECEIVED

JAN 10 2003

11/10/03

DIV. OF OIL, GAS & MINING

??1-2-2003

??Levan Town Council

The gypsum Mine at the mouth of Chicken Creek , east of the Town of Levan.

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The following mining procedures cause property damage and health and safety concerns for residence of Levan and traveling public.

1- The dust from the mining operation from large trucks and blasting.

2- Truck traffic is a danger on both Levan and Juab County road systems.

3- Noise from the mining is a daily constant disturbance.

4-Levan culinary water supply and treatment facilities are constantly covered with dust. The blasting could damage or destroy the spring supplying water to Levan.

A petition was filed by the residence of Levan in 1995, requesting changes to lessen the negative impact the mining has on Levan. The only restriction from 1995 to the present is the two way stop sign at 5th east and 1st south.

With the purposed mining increase a rail road spur to the mine could reduce the truck traffic, the main concern I have with the mining operation.

Wallace F. Ballow

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Wallace F. Ballow 1/2/2003

Bruce and Monique Rowley
78 South 100 East
P.O. Box 114
Levan, Utah 84639

Dear Levan Town,

I am writing concerning the proposed enlargement of the gypsum mine in Levan. I am very concerned with this proposal. My family live on the 100 south (the road that all of these semi-trucks travel). I have five children. I would like to keep it that way.

Since the mining started I have seen too many close calls with children, bikes, and myself. I walk the road to the canyon almost everyday, and I would be extremely opposed to any more semi-truck traffic on this small country road. These trucks are a threat to our children! We have a yield sign on the corner of our property. The trucks very rarely are ever going slow enough through it that they could stop should they need to.

I am also concerned that Levan is becoming the dumping ground of Juab county. If we wanted to live in an industrial park, we would move to North Salt Lake. We live here for the rural lifestyle, not the industrial lifestyle!

At the very least if this company would like to enlarge its operation, they should be made to create an alternative route on the outside of town.

Sincerely,

Monique Rowley

Monique Rowley
A very concerned citizen and Mother!

1-2-03

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JAN 10 2003

Mon
1/10/13

DIV. OF OIL, GAS & MINING

To Levan Town Council:

The large heavy truck traffic on 100 South in Levan from the gypsum mine to Highway 28 has gotten out of hand. This is a main route for anyone using the canyons', Pigeon Creek and Chicken Creek. Also the farmers and their equipment that own land along this route.

The blasting shakes our homes. The dust that comes out of the mine and off the trucks passing through is dirty and a health hazard.

Many of the large trucks and the employees going to and from work don't even stop for the stop sign on 5th East which creates a safety hazard to our residents and the school buses that cross 1st South at different times during the day. This is a town street, not a business highway.

These issues and others are of great concern to us and we would appreciate your timely consideration.

Sincerely,

A handwritten signature in cursive script that reads "Sandra Brooks".

Sandra Brooks

RECEIVED

JAN 10 2003

Handwritten: 1/10/03

DIV. OF OIL, GAS & MINING

RECEIVED

JAN 10 2003

Wm
11/20/03

DIV. OF OIL, GAS & MINING

To Levan Town Council:

The tentative decision to approve the application of H. E Davis Construction, Inc.'s Levan Gypsum Mine to expand its operation to a much larger operation could have a very negative impact on the citizens of Levan and Levan Town Government.

This expansion will cause a great deal of dust to settle in the town of Levan and can cause health problems as well as cleanliness problems.

The streets of the town will have to bear very high traffic volume of extremely heavily laden trucks which will create a hazard to the children of the town as well as an increase in the likelihood of accidents with other traffic.

Increased traffic of trucks with the extremely heavy loads will cause the destruction of existing Levan Town roads. There doesn't seem to be any tax base to cover the repair or repavement of these streets.

Your consideration of these concerns would be appreciated.

Sincerely,



Edward B. Sorenson

To -

Levan City Mayor & Council

- Subject - Heavy Truck Traffic
on Levan Back Streets

I am opposed to these Heavy Gypsum
Hauling Trucks going through Town 1st & 5th
East for the Safety of the People
& Heavy wear & tear of the Roads
there should be another Route not
going through Town

Shirvan Peterson

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JAN 10 2003

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1/10/03

DIV. OF OIL, GAS & MINING

To Mayor & City Council -

I am apposed to the Davis Heavy
Truck Traffic coming down 1st So
I Live on 1st So 213^E for the Safety of
the People there as School Bus Stops
on or Near this Road there should be
other Route Not going through the Center
of Town

Resp
Robert Peterson

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JAN 10 2003 ^{mon} 11/10/03
DIV. OF OIL, GAS & MINING

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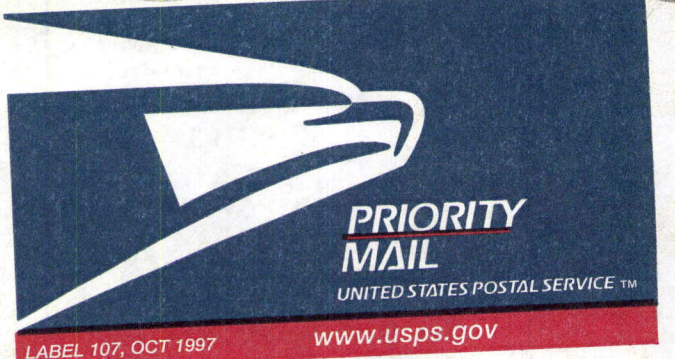


Town of Levan
P.O. Box 40
Levan, UT. 84639

United States Postal Service
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LABEL 107, OCT 1997

www.usps.gov

State of Utah
Division of Oil, Gas, and Mining
P.O. Box 145801
1594 W. North Temple, Suite 1210
Salt Lake City, Utah
84114-5801

Air Quality
ROBERT SIRLINE
536-4000

CEU PHONE
801 362-6370
#35

405-524-3450
435-681-1140

387-5053

623-2933

PAUL BEARS
M#102
ROBERT
SIRLINE

This page is a reference page used to track documents internally for the Division of Oil, Gas and Mining

Mine Permit Number M0230016 Mine Name Lewan Gypsum
Operator Genvea Rock Date 1-10-2003
TO _____ FROM _____

☐ CONFIDENTIAL ☐ BOND CLOSURE ☐ LARGE MAPS ☒ EXPANDABLE
☐ MULTIPUL DOCUMENT TRACKING SHEET ☐ NEW APPROVED NOI
☐ AMENDMENT ☐ OTHER _____

Description

YEAR-Record Number

☐ NOI ☒ Incoming ☐ Outgoing ☐ Internal ☐ Superceded

Response letters

☐ NOI ☐ Incoming ☐ Outgoing ☐ Internal ☐ Superceded

☐ NOI ☐ Incoming ☐ Outgoing ☐ Internal ☐ Superceded

☐ NOI ☐ Incoming ☐ Outgoing ☐ Internal ☐ Superceded

☐ TEXT/ 8 1/2 X 11 MAP PAGES ☐ 11 X 17 MAPS ☐ LARGE MAP

COMMENTS: _____

CC: _____